

1-1 By: Shapleigh S.B. No. 213
1-2 (In the Senate - Filed November 10, 2008; February 11, 2009,
1-3 read first time and referred to Committee on Natural Resources;
1-4 April 20, 2009, reported favorably by the following vote: Yeas 8,
1-5 Nays 0; April 20, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to a manifest system to record the transportation of
1-9 certain liquid wastes.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter B, Chapter 361, Health and Safety
1-12 Code, is amended by adding Section 361.034 to read as follows:

1-13 Sec. 361.034. RECORDS AND MANIFESTS REQUIRED FOR CERTAIN
1-14 MUNICIPAL LIQUID WASTES. (a) The commission by rule shall require
1-15 a person who generates, collects, conveys, transports, processes,
1-16 stores, or disposes of municipal sewage sludge, grit trap waste, or
1-17 grease trap waste to keep records and use, as prescribed by
1-18 commission rule, a sequentially numbered, uniform transportation
1-19 manifest issued by the commission to ensure that the waste is
1-20 transported to an appropriate processing, storage, or disposal
1-21 facility or site permitted or authorized for that purpose.

1-22 (b) The rules must require the person who generates the
1-23 waste, the person who transports the waste, and the person who
1-24 disposes of the waste each to retain, for not less than three years,
1-25 a copy of the uniform transportation manifest that records the
1-26 generator, transporter, disposal site, and disposal method.

1-27 (c) The rules must require that aggregate amounts of waste
1-28 recorded on the manifests required under this section match the
1-29 amounts of waste reported to the commission annually. The
1-30 commission may require copies of uniform transportation manifests
1-31 to be submitted with reports to the commission or at other times.

1-32 SECTION 2. The Texas Commission on Environmental Quality
1-33 shall adopt rules under Section 361.034, Health and Safety Code, as
1-34 added by this Act, as soon as practicable so that the rules take
1-35 effect not later than March 1, 2010.

1-36 SECTION 3. This Act takes effect immediately if it receives
1-37 a vote of two-thirds of all the members elected to each house, as
1-38 provided by Section 39, Article III, Texas Constitution. If this
1-39 Act does not receive the vote necessary for immediate effect, this
1-40 Act takes effect September 1, 2009.

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